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Docket File
Rm 222

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554
DOCKET FILE COPY ORIGINAL

2 MAR 1993

IN REPLY REFER TO:
7330-7/1700A3

Honorable Bob Krueger
United States Senator
961 Federal Building
Austin, Texas 78701

RECEIVED

MAR 5 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Senator Krueger:

This is in reply to your letter of February 12, 1993, in which you inquired on behalf of your several of your constituents regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituents are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituents' concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest. Your constituents' letters will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,

Joseph A. Levin

for Richard J. Shiben
Chief, Land Mobile & Microwave Division
Private Radio Bureau

Enclosures

cc:

Chief, PR Bureau

Chief, LM&M Division

Docket Files, Room 222

P&P Branch File (Pink)

CNTL NO - 9300715

Set of Copies rec'd 2 Copies
LM&M

DFertig/RShiben:/gb/lm:PR

Congressional

DUE OBC : 2-26-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM 02/18/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300715	02/18/93	02/12/93	03/03/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Senator	Bob Krueger	BC

CONSTITUENT'S NAME	SUBJECT
several	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRB/Lma			
2-19-93			
DATE	DATE	DATE	DATE
02/18/93			

REMARKS: Respond to the Austin, TX office.

BOB KRUEGER
TEXAS

COMMITTEES
ENERGY AND NATURAL RESOURCES
COMMERCE, SCIENCE, AND TRANSPORTATION

United States Senate

WASHINGTON, DC 20510-4303

February 12, 1993

PRB
92-230
715

Mr. Alfred Sikes
Chairman
Federal Communications Commission
1919 M Street
Washington, D.C. 20554

Dear Chairman Sikes:

Enclosed are copies of letters that I have received from constituents concerning the proposed rules to change the frequency spacing.

There are many valid points raised in these letters, and I would appreciate receiving a thorough response on these issues so that I can properly respond to my constituents.

Thank you for your assistance.

Yours sincerely,



Bob Krueger

Enclosure

PLEASE REPLY TO:

961 Federal Building
Austin, Texas 78701

United States Senate

WASHINGTON, DC 20510-4303

February 12, 1993

Mr. R. J. Anderson
5921 FM 646 South
Santa Fe, Texas 77510

Dear Mr. Anderson:

Thank you for your recent letter expressing your opposition to the proposed rules to change the frequency spacing.

The points you raised in your letter were well taken and I have forwarded your comments to the appropriate officials with the Federal Communications Commission requesting that they be given full and thorough consideration. I will send you a copy of any pertinent information that I might receive as a result of my inquiry.

Please let me know if I can be of further service.

Yours sincerely,



Bob Krueger

BOB KRUEGER
TEXAS

COMMITTEES
ENERGY AND NATURAL RESOURCES
COMMERCE, SCIENCE, AND TRANSPORTATION

United States Senate

WASHINGTON, DC 20510-4303

February 12, 1993

Mr. W. B. Anderson
12926 FM 2354
Baytown, Texas 77520

Dear Mr. Anderson:

Thank you for your recent letter expressing your opposition to the proposed rules to change the frequency spacing.

The points you raised in your letter were well taken and I have forwarded your comments to the appropriate officials with the Federal Communications Commission requesting that they be given full and thorough consideration. I will send you a copy of any pertinent information that I might receive as a result of my inquiry.

Please let me know if I can be of further service.

Yours sincerely,



Bob Krueger

United States Senate

WASHINGTON, DC 20510-4303

February 12, 1993

Mr. George Barker
3009 Wyndham
Richardson, Texas 75082

Dear Mr. Barker:

Thank you for your recent letter expressing your opposition to the proposed rules to change the frequency spacing.

The points you raised in your letter were well taken and I have forwarded your comments to the appropriate officials with the Federal Communications Commission requesting that they be given full and thorough consideration. I will send you a copy of any pertinent information that I might receive as a result of my inquiry.

Please let me know if I can be of further service.

Yours sincerely,


Bob Krueger

United States Senate

WASHINGTON, DC 20510-4303

February 12, 1993

Mr. Steven Baker
5718 Sage Bloom Drive
Arlington, Texas 76017

Dear Mr. Baker:

Thank you for your recent letter expressing your opposition to the proposed rules to change the frequency spacing.

The points you raised in your letter were well taken and I have forwarded your comments to the appropriate officials with the Federal Communications Commission requesting that they be given full and thorough consideration. I will send you a copy of any pertinent information that I might receive as a result of my inquiry.

Please let me know if I can be of further service.

Yours sincerely,


Bob Krueger

BOB KRUEGER
TEXAS

United States Senate
WASHINGTON, DC 20510-4301

COMMITTEE
ENERGY AND NATURAL RESOURCES
COMMERCE, SCIENCE, AND TRANSPORTATION

FAX TRANSMITTAL SHEET

TO Ms. Sizemore
FROM Cyrilla Riley
DATE 2/17/93
FAX NO.: _____
NO. OF PAGES (INCLUDING COVER SHEET) 5
IF THERE ARE ANY QUESTIONS PLEASE CALL _____
AT: 512/482-5834 _____

Ms Sizemore —

I am enclosing a sample of the letters we are receiving on this. The names are different from the original enclosure, but the letters are very similar and all dealing with the same issue. We appreciate your help with this and I apologize for the incorrect enclosure. ~~We would appreciate it if there are~~ any questions just let me know —

Thank you — Cyrilla Riley

11603 Wolf Run
Houston, Texas 77065
January 29, 1993

The Honorable Bob Krueger
United States Senate
Washington, DC 20510

Shane

Dear Senator Krueger:

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

I am very active in Radio Control Model Aircraft, and attend both local and national functions. I own six (6) pieces of radio equipment that would be unusable if this frequency assignment is adopted. These six radio sets were replaced only three years ago, because of the narrow band changes in the 72 MHz band and the requirements for flying in AMA (Academy of Model Aeronautics) sanctioned competition.

The models I build weigh as much as 30 pounds and operate at speeds of up to 80 MPH. This could be a very deadly device, were it out of control. Since the proposed new frequencies are so close, interference will occur and render most model frequencies unusable.

Please help me continue the safe enjoyment of my pastime.

Sincerely,

T. E. Phillippi

T. E. Phillippi

20455-6 SN 2:03

Robert O'Neill
13200 Algerita Terrace
Manchaca, Texas
78652-6880

The Honorable Bob Krueger
The Full Senate
United States Senate
Washington, D.C. 20510
IN-TURN

SINGAL

I am writing concerning the FCC's Notice of Proposed Rule Making PR Docket 92-235 which will have a substantial negative effect on the flying of radio control models.

I am retired from the Air Force with 24 years of service spent mainly in locations where the enjoyment of model aviation was impossible. I have finally settled down and can now do something I have looked forward to for some time.

The proposed frequency allocations from the above proposal will change all of that because the new allocations will put new frequencies so close to mine that interference will occur and render the transmitter that I am using to control my aircraft unusable. My aircraft weigh roughly 6 to 7 pounds each and fly at speeds in excess of 50 miles per hour. Such an object flying out of control can cause some very serious damage. I do not want the aftermath on my conscience nor do I want to go through the law suits that would follow.

I enjoy model aviation very much and I have a considerable amount of money tied up in it. I do hope that you will look at our side in a favorable light. I also look forward to a written response to this letter.

Sincerely,

Robert O'Neill

Robert O'Neill

Walter R. Purkey
2704 Tulip
Richardson, TX 75082

The Honorable Robert Krueger
United States Senate
Washington, DC 20510

Shane

January 25, 1993

Dear Senator Krueger:

I have recently become very involved in the hobby of constructing and operating radio-controlled models. While this hobby is not inexpensive to pursue, I gain many hours of enjoyment and relaxation from it.

I am very concerned about the proposed rule that is currently under consideration by the the Federal Communications. The proceeding is PR Docket 92-235. If adopted, the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band which is also used for private land mobile dispatch operations. Our frequencies in this band are far enough apart that we have been able to share the band without interference.

The Notice of Proposed Rule Making in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 88 will reduce the spacing between commercial users and R/C users from 10 Khz to 2.5 Khz. This would eliminate safe use of 41 of the 80 frequencies available for R/C use.

When we operate our R/C models, we make every effort to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio frequencies. If the number of usable frequencies is diminished, as proposed by the FCC, the margin of safety will be greatly decreased.

Please help me continue the safe enjoyment of my hobby by not allowing the FCC to carry out its proposal PR Docket 92-235 for the 72-76MHz band. This needs your urgent attention since the FCC has a deadline of February 26, 1993. After this date it may become more difficult to keep these proposals from going into effect.

cc: [illegible]

Regards,

Walter R. Purkey
Walter R. Purkey

January 28, 1993

The Honorable Bob Kruger
United States Senate
Washington, D.C. 20510

Shane

Dear Senator Kruger:

I have been interested in aviation for as long I can remember. I am very active in a local club whose members enjoy constructing and operating radio controlled model helicopters.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model aircraft use and increase the risk of accidents and attendant liability for controlling model aircraft.

Our radio control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower band widths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operations. I am told that of the 50 frequencies that are presently available for radio control of model helicopters and airplanes, only 19 frequencies will be left. I currently own radio equipment worth approximately \$300 that would be rendered unusable and I would be hard pressed to replace this equipment if these new rules are adopted.

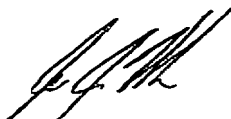
When we fly our models under radio control, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of useable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model helicopters have rotor diameters up to 4 feet and weigh as much as 10 to 20 pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference causes the operator to lose control of the aircraft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment of thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of the pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,



James J. Nolen

cc: 100-100000